MILLER PATENT SRVCS CENTRAL FAX CENTRAGE 01/05

MAY 0 9 2005

OFFICE ACTION RESPONSE TRANSMITTAL LETTER Attorney Docket No: 50P4092 Art Unit: Application Serial Number: Filing Date: Examiner: 09/836,631 4/17/2001 Cristina O. Sherr 3621 Invention: Interface For Presenting Downloadable Digital Data Content Format Options TO THE COMMISSIONER FOR PATENTS: Transmitted herewith is a response to the current office action in the above-identified application. The fee has been calculated as shown below. CLAIMS AS AMENDED CLAIMS REMAINING HIGHEST NUMBER NO, OF EXTRA ADDITIONAL AFTER AMENDMENT PREVIOUSLY PAID CLAIMS PRESENT RATE FOR **MINUS** TOTAL CLAIMS 28 28 \$18 \$0 INDEP, CLAIMS 3 **MINUS** \$88 \$0 Petition is hereby made under 37 CFR 1.136(a) to extend the time for response to the Office Action of to and through _____, comprising an extension of the shortened statutory period of: one month (\$110.00) three months (\$980.00) two months (\$430.00) four months (\$1,530.00) \$0.00 TOTAL ADDITIONAL FEE FOR THIS AMENDMENT Please return the enclosed post card. No Fee is required for this response. A check in the amount of \$_____ is attached. Charge any underpayment to Deposit Account 501267 X A Credit card payment form is enclosed for the 5/9/2005 Date Jerry A. Miller Reg. No. 30779 I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mall in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or the correspondence is being facsimile transmitted to the USPTO, on 5/9/2005. Reg. No. 30779

VIA FAX - PAGE 1 OF 5

RECEIVED CENTRAL FAX CENTER MAY 0 9 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

Inventor(s)

David A. Hughes, et al.

Filed

4/17/2001

Serial No.

09/836,631

Confirmation No. Group Art Unit

7211 3621

Examiner

Christina O. Sherr

Docket Number

50P4092

Title

Interface for Presenting Downloadable Digital Data....

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF MAILING / FAX TRANSMISSION

I hereby certify that this correspondence is, on the date shown below, being:

 deposited with the U.S. Postal Service as first class mail with sufficient postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

[X]

transmitted by facsimile to the U.S. Patent and Trademark Office

JERRY A. MILLER Reg. No. 30,779

Applicant, Assignee or Reg. Representative)

RESPONSE TO THIRD OFFICE ACTION

Sir:

INTRODUCTORY COMMENTS:

This communication is responsive to the Office Action dated 3/22/2005, in which all claims were rejected based on the newly cited reference to Fritsch. Applicants respectfully traverse the rejections and requests reconsideration in view of the following remarks.

S/N 09/836,631